

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 10/092,279
Filing Date: March 6, 2002
First Named Inventor: Bruce BENT
Group Art Unit: 3628
Examiner Name: Harish T. Dass
Attorney Docket Number: 0001815USU
CUSTOMER NO.: 27,623

RCE# 61

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. Previously submitted

i. Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on (any unentered amendment(s) referred to above will be entered).

ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. Other

b. **XXXX** Enclosed

i. **XXXX** Amendment/Reply

ii. **XXXX** Declaration under 37 C.F.R. § 1.132 of Mark Vernaglia

iii. Information Disclosure Statement (IDS) and PTO-1449

iv. **XXXX** Other: Two-Month Extension of Time and Revocation of Previous Powers and Appointment of New Powers of Attorney under 37 C.F.R. § 3.73(b)

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. Other

3. **Fees** The RCE fee Under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. **XXXX** The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. RCE fee (\$790.00) required under 37 C.F.R. § 1.17(e)

ii. Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. Other

b. **XXXX** Check in the amount of \$ 995.00 enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

October 5, 2004
Date of Signature

10/05/2004 MAHMED1 00000088 10092279

01 FC:2801

395.00 DP


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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON **OCTOBER 5, 2004**.

Luanne Kwon
NAME


SIGNATURE

October 5, 2004
DATE